

## UNITED STATES PATENT AND TRADEMARK OFFICE

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SUITE 500 WASHINGTON, DC 20001 ST CYR, DANIET

WELCHE PAPER NUMBER

DATE MAILTD 01:29:2002

Please find below and or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 07-01)

## Advisory Action

Application No.
09/021.370

Examiner

Applicant(s)
HASHIMOTO KEN
Art Unit
2876

Daniel St Cyr 2876

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 15 January 2002 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE Therefore further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either (1) at timely filed amendment which places the application in condition for allowance (2) a timely filed Notice of Appeal (with appeal fee). or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114

PERIOD FOR REPLY [check either a) or b)]
a) The period for reply expires 5 months from the mailing date of the final rejection
b The period for reply express on .11 site mailing date of this Advisory Action or .12 the date set forth in the final rejection whichever is later no event however with the statutory period for reply expres later than SIX MONTH's form the mailing date of the final rejection ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP .20 6 07.1.
Extensions of time may be obtained under 37 CFR 1136(a). The date on which the petition under 37 CFR 1136(a) and the purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 117(a) is calculated from 11 the expiration date of the shortened statutory period for reply originally set in the final Office action or (2) as set forth in (b) above if checked. Any reply received by the Office later than three months after the mailing date of the final rejection even if timely filled, may reduce any earned patent term adjustment. See 37 CFR 1704(b).
1 A Notice of Appeal was filed on Appellant s Brief must be filed within the period set forth in 37 CFR 1 192(a), or any extension thereof (37 CFR 1 191(d)), to avoid dismissal of the appeal
2 The proposed amendment(s) will not be entered because
(a) 🖸 they raise new issues that would require further consideration and/or search (see NOTE below)
(b) they raise the issue of new matter (see Note below),
<ul> <li>(c) they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal, and/or</li> </ul>
(d) they present additional claims without canceling a corresponding number of finally rejected claims
NOTE See Continuation Sheet
3 Applicant's reply has overcome the following rejection(s)
4 \[ Newly proposed or amended claim(s) \[ would be allowable if submitted in a separate timely filed amendment canceling the non-allowable claim(s)
5 The a) affidavit b) exhibit, or c) request for reconsideration has been considered but does NOT place the application in condition for allowance because
6 The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection
7      For purposes of Appeal, the proposed amendment(s) a)
The status of the claim(s) is (or will be) as follows
Claim(s) allowed NONE
Claim(s) objected to NONE
Claim(s) rejected 1-25
Claim(s) withdrawn from consideration:
8 ☐ The proposed drawing correction filed on is a) ☐ approved or b) ☐ disapproved by the Examiner
9 Note the attached Information Disclosure Statement(s)( PTO-1449) Paper No(s)
10 Other See Continuation Sheet
MICHAEL G. LEE
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2800

- Continuation of 2\_NOTE. Re claims 1\_2\_b=70\_11\_12\_14-18\_20\_ and 24\_the phrase "including a communication control logic would require further consideration and/or search
- intinuation of 10. Other. The claims remain rejected as set forth in the final rejection